

PROB 12C (Rev. 08/18)	VIOLATION REPORT PART 1: PETITION FOR WARRANT			U. S. Probation Office Eastern District of Michigan	PACTS 36573	DATE 03/09/2023
NAME BARNES, Josh		OFFICER David Smith		JUDGE Robert H. Cleland		DOCKET # 11-CR-20551-52
ORIGINAL SENTENCE DATE 04/09/2015	SUPERVISION TYPE Supervised Release	CRIMINAL HISTORY CATEGORY VI	TOTAL OFFENSE LEVEL 29	PHOTO 		
COMMENCED 04/16/2021						
EXPIRATION 04/15/2024						
ASST. U.S. ATTORNEY Terrence Haugabook		DEFENSE ATTORNEY To Be Determined				
REPORT PURPOSE TO ISSUE A WARRANT						
ORIGINAL OFFENSE Count 1: 21 U.S.C. §§ 846, 841(a)(1), 841(b)(1)(C), Conspiracy to Distribute and Possess with Intent to Distribute a Controlled Substance						
SENTENCE DISPOSITION Custody of the Bureau of Prisons for a term of 72 months, to be followed by a three-year term of supervised release.						
ORIGINAL SPECIAL CONDITIONS						
<ol style="list-style-type: none"> 1. The defendant shall participate in a program approved by the probation department for mental health counseling, if necessary. 2. The defendant shall participate in a program approved by the probation department for substance abuse, which may include testing to determine if the defendant has reverted to the use of drugs or alcohol, if necessary. 3. The defendant shall submit to a psychological/psychiatric evaluation as directed by the probation officer, if necessary. 4. The defendant shall take all medications as prescribed by a physician whose care he is under, including a psychiatrist, in the dosages and at the times proposed. If the defendant is prescribed a medication, he shall take it and the defendant shall not discontinue medications against medical advice. 5. The defendant shall enroll and participate in a Cognitive Behavior Therapy program (CBT) as approved by the probation officer, if necessary. 						

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6. The defendant shall be lawfully and gainfully employed, participating in an educational/vocational, or a combination that would be the equivalent of full-time employment. "Full-time" is defined as 40 hours per week.

Criminal Monetary Penalty: Special Assessment \$100.00 (paid).

The probation officer believes that the offender has violated the following condition(s) of Supervised Release:

VIOLATION NUMBER	NATURE OF NONCOMPLIANCE
1	<p><u>Violation of Standard Condition No. 7: "THE DEFENDANT SHALL REFRAIN FROM EXCESSIVE USE OF ALCOHOL AND SHALL NOT PURCHASE, POSSESS, USE, DISTRIBUTE, OR ADMINISTER ANY CONTROLLED SUBSTANCE OR ANY PARAPHERNALIA RELATED TO ANY CONTROLLED SUBSTANCES, EXCEPT AS PRESCRIBED BY A PHYSICIAN."</u></p> <p>JOSH BARNES tested positive for Fentanyl on the following dates: August 31, 2021, June 3, 2022, July 7, 2022, and December 5, 2022.</p> <p>On January 20, 2023, he tested positive for Fentanyl, Methadone, Marijuana, Cocaine, and Amphetamines.</p> <p>On March 3, 2023, he tested positive for Marijuana.</p>
2	<p><u>Violation of Special Condition: "THE DEFENDANT SHALL PARTICIPATE IN A PROGRAM APPROVED BY THE PROBATION DEPARTMENT FOR SUBSTANCE ABUSE, WHICH MAY INCLUDE TESTING TO DETERMINE IF THE DEFENDANT HAS REVERTED TO THE USE OF DRUGS OR ALCOHOL, IF NECESSARY."</u></p> <p>Due to the above noted positive drug tests, JOSH BARNES was placed in the Landing at Cedar Ridge Behavioral Health Solutions Residential Treatment Program on January 20, 2023. On February 27, 2023, JOSH BARNES got into a verbal altercation with another program resident in the dining hall area of the facility. The other resident attempted to walk away from the altercation. JOSH BURNS then followed the other resident to his respective room, entered the room, and physically assaulted the other resident with an open hand slap to his head. JOSH BURNS admitted to the assault. JOSH BURNS was unsuccessfully terminated from the program for violence, aggression, and profanity.</p>

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I declare under penalty of perjury that the foregoing is true and correct. PROBATION OFFICER s/David Smith (313) 234-5448/jmg		DISTRIBUTION Court			
SUPERVISING PROBATION OFFICER s/ Steven M. Ely (313) 234-5583		PROBATION ROUTING Data Entry			

THE COURT ORDERS:

- The issuance of a warrant
- Other

s/Robert H. Cleland
United States District Judge

3/9/2023
Date